GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - PR & RD Department - Allegation of Corruption demanded and accepted bribe from the complainant for doing an official favour to process the file of the complainant – Departmental proceedings against Sri Kosi Surya Chandram Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G. District under Rule 20 of the APCS (CC&A) Rules, 1991 for violation of Rules 3(1)&3(2) of APCS (Conduct) Rules, 1964 – Article of Charge – Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG-I) DEPARTMENT

G.O.Rt.No.923 **Dated:29-12-2023.**
Read the following:-

From the DG, ACB, AP, Vijayawada, Rc.No.22/RCA-VVZ/2020- S.12, Dated:30.11.2023.

***

ORDER:-

It is proposed to hold an enquiry against Sri Kosi Surya Chandram Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I). A statement of imputation of misconduct or misbehaviour in support of article of charge is enclosed (Annexure-II). A list of witnesses by whom, and a list of documents by which, the article of charge is proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri Kosi Surya Chandram Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri Kosi Surya Chandram Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District is informed that an inquiry will be held only if the article of charge is not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri Kosi Surya Chandram Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available on record.

6. Attention of Sri Kosi Surya Chandram Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District is invited to Rule 24 of the APCS(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Govt., If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings, it will be

(P.T.O)

Presumed that Sri Kosi Surya ChandramDora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

7. The receipt of the order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To:
Sri Kosi Surya Chandran Dora, Technical Officer, O/o the E.E, PR Division, Jangareddygudem, W.G District. (through Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada)
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government)
Copy to:
The Director General, ACB, Vijayawada.
The Secretary to A.P. Vigilance Commission, A.P. Secretariat, Velagapudi.
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI KOSI SURYA CHANDRAM DORA, S/o RAMANNA DORA (Late), TECHNICAL OFFICER, O/o EXECUTIVE ENGINEER, PANCHAYAT RAJ DIVISION, JANGAREDDY GUDEM WEST GODAVARI DISTRICT IN CR. NO.04/RCT-EWG/2020 OF ACB, ELURU RANGE, ELURU.

Sri Kosi Surya Chandram Dora, S/o Ramanna Dora, 47 years joined in Government Service as Draughtsman (Gr-III), PR Sub-Division on 09.07.1996 and worked at Gangavaram, Mummidivaram of East Godavari District. Later he got promotion as Junior Technical Officer and worked at Kakinada and Nuzvid. Later he got promotion as Technical Officer on 21.06.2012 and subsequently he worked as Technical Officer, O/o Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District from 22.06.2012 to (till date of trap). While working as such during the aforesaid period, he committed grave misconduct in as much as.

CHARGE:

That The Government Servant in abuse of his official position demanded and accepted bribe of Rs. 11,000/- from the complainant Sri Taninki Ratna Raju, S/o Raju, 30 years, Chopparamannagudem village, Koyyagudem Mandal, West Godavari District on 23.09.2020 as illegal gratification other than legal remuneration for doing official favour i.e., to process the file and to deliver original class-V contract license proceedings to the complainant. Thus the Government Servant Sri Kosi Surya Chandram Dora, S/o Ramanna Dora, 47 years, Technical Officer, O/o Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District, by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant, and brought down the prestige of the Government and there by contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

(Continued on Page.4)

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI KOSI SURYA CHANDRAM DORA, S/o RAMANNA DORA (Late), TECHNICAL OFFICER, O/o EXECUTIVE ENGINEER, PANCHAYAT RAJ DIVISION. JANGAREDDYGUDEM, WEST GODAVARI DISTRICT IN CR.NO.4 / RCTE WG/ 2020 OF ACB, ELURU RANGE, ELURU.

That Sri Kosi Surya Chandram Dora, S/o Ramanna Dora, 47 years joined in Government Service as Draughtsman (Gr-III), PR Sub-Division on 09.07.1996 and worked at Gangavaram, Mummidivaram of East Godavari District. Later he got promotion as Junior Technical Officer and worked at Kakinada and Nuzvid. Later he got promotion as Technical Officer on 21.06.2012 and subsequently he worked as Technical Officer, O/o Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District from 22.06.2012 to 23.09.2020 (till date of trap). He was placed under suspension vide Proceedings No.A3/888/ACB/2020, dt:01.10.2020 of the Superintendent Engineer/PR / Eluru. He is drawing a basic pay of - Rs.51, 230/- in the Scale of Pay Rs. 35,720/- to 87,130/-. His date of birth is 20.02.1974. His date of retirement on attaining the age of superannuation is 28.02.2034. He is hereinafter referred to as Charged Government Servant.

CHARGE:-

That the Government Servant in abuse of his official position demanded and accepted bribe of Rs. 11.000/- from the complainant Sri Taninki Ratna Raju, S/o Raju, 30 years, Chopparamannagudem village, Koyyagudem Mandal, West Godavari District on 23.09.2020 as illegal gratification other than legal remuneration for doing official favour i.e., to process the file and to deliver original class-V contract license proceedings to the complainant.

FACTS & EVIDENC E :

That on 19.09.2020 at 17.00 hrs, Sri Taninki Ratna Raju, S/o Raju, 30 years, Chopparamannagudem village, Koyyagudem Mandal, West Godavari District district (Defacto Complainant) came to the O/o. DSP, ACB, Eluru and presented a Written Complaint and stating that the Government Servant Sri Kosi Surya Chandram Dora, S/o Ramanna Dora, 47 years, Technical Officer, O/o Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District demanded him to pay a bribe amount of Rs. 11,000/- for doing an Official favour i.e., to process the file and to deliver original class-V contract license proceedings to the complainant. That after observing all legal formalities, the DSP, ACB, Eluru Range registered the Complaint as a case in Cr.No.04/RCT-EWG/2020 U/s 7 of the Prevention of Corruption (Amendment) Act, 2018 of ACB, Eluru Range, Eluru on 23.09.2020 at 07.45 AM and took up investigation The complainant recorded the voice of the A.O. on 14.08.2020 in his mobile phone and the same voice recordings were transmitted into a two pen drives and submitted to the DSP, ACB, Eluru Range along with his report. The transcript of the conversation was done in the presence of mediators on29.09.2020 during the pre-trap proceedings. The following is the transcript of the Voice Conversation that took place between the Charged Government Servant and the Complainant:

(Continued on Page.5)

AUDIO CLIP- I

ఫిర్యాది	సార్ నమస్తే అండి
ఎం.ఓ	హలో నమస్తే నాన్న వచ్చి పట్టికెళ్ళిపో కాగితం ఎక్కడ నన్ను సావదెంగుతున్నాడు.... నా డబ్బులు ఇచ్చా ....డబ్బులు
ఫిర్యాది	ఏంటండీ ?
ఎం.ఓ	మా బాసు ఆడు సంతకం మొన్న పెట్టించేసానని చెప్పాను కదా? మొన్న....
ఫిర్యాది	ఆ.... ఆ....
ఎం.ఓ	రేపు వస్తాడు సార్ అని సంతకం పెట్టమంటే పెట్టేసాడు , నిన్న అడుగుతున్నాడు , అడుగుతుంటే , నే ఇచ్చి పడదెంగా నా డబ్బులు...
ఫిర్యాది	డబ్బులండి....
ఎం.ఓ	ఆ....
ఫిర్యాది	డబ్బులేంటండి ? మొన్న ఇచ్చా మొన్న ఇచ్చా కదండి .....
ఎం.ఓ	రెండువేలు ఇచ్చావ్ ...
ఫిర్యాది	ఆయ్
ఎం.ఓ	ఆ ....
ఫిర్యాది	ఇంకా ఎంతండి ఫిగర్
ఎం.ఓ	చెప్పగా నాన్న ...
ఫిర్యాది	పంపి ..... పంపిచేత్తాను కుర్రోణ్ణి ...
ఎం.ఓ	కుర్రోడికిచ్చి పంపించు
ఫిర్యాది	ఆ ....
ఎం.ఓ	ఆ ....

AUDIO CLIP- II

ఫిర్యాది	ఎంతిమ్మంటారు చెప్పండి...?
ఎం.ఓ	హలో
ఫిర్యాది	అయ్యగారు....
ఎం.ఓ	చెప్పు నాన్నా...
ఫిర్యాది	ఫిగర్ చెప్పడంలేదు, పంపించేస్తాను
ఎం.ఓ	ఆ రోజు ఎన్ని..... ఆ రోజు ఎన్నిచ్చావ్ .....?
ఫిర్యాది	అంటే రెండు రెండే ఇచ్చానండే ఇంకా ఫైనల్ .... ఫైనల్ చెప్తానన్నారుగా మళ్ళి ఏమి చెప్పలేదు....

ఎం.ం	పదకొండియి.... పదకొండియి . ఇంక చాలు . పదమూడు ఇస్తానన్నావ్ . నాకు రెండు వేలు లాస్ మా... మా... గా
ఫిర్యాది	పదముండండి
ఎం.ం	ఆ ....
ఫిర్యాది	సరేనండి
ఎం.ం	ఆ .... ఆ ....

On 23.09.2020 at 12.05 hours, the Government Servant was trapped in Cr.No.04/RCT EWG/2020 of ACB, Eluru Range at the office of Executive Engineer, Panchayath Raj Division, Jangareddigudem, West Godavari District when he further demanded and accepted a bribe amount of Rs.11,000/- from the complainant Sri Taninki Ratna Raju, S/o Raju, 30 years, Chopparamannagudem village, Koyyagudem Mandal, West Godavari District district for doing an official favour i.e., to process the file and to deliver original class-V contract license proceedings to the complainant.

During the Post-Trap Proceedings in the presence of mediators, the DSP organized the chemical test to both hand fingers of the Government Servant separately and the test conducted on the right hand fingers of Government Servant yielded positive result. On questioning about the bribe amount, the Government Servant took the bribe amount from office right side drawer of Government Servant in the presence of the mediators. The mediators counted and compared the numbers and the denominations of the currency notes which were already noted in the pre-trap proceedings and found them tallied. The chemical test was conducted on the surface of right side office table drawer of the Government Servant where tainted amount was kept also yielded positive result. The DSP seized the said tainted currency notes of Rs.11,000/- and 3 sealed bottles containing the chemical washes.

During the course of investigation, the statement of the complainant was recorded U/Sec 161 Cr.P.C by the Investigation Officer (IO) and U/Sec 164 Cr.P.C by the Hon'ble Special Judicial Magistrate of First Class (Mobile) Court, Eluru, West Godavari District on 09.10.2020. In both the 161 Cr.P.C and 164 Cr.P.C statement, the complainant corroborated the contents of the complaint in ail material facts.

During the post trap proceedings, in the presence of the mediators the DSP, ACB asked the Government Servant about the bribe amount given by the complainant Sri T. Ratna Raju, then the Government servant stated that he accepted Rs. 11,000/- from the complainant (Sri T. Ratna Raju) as a formality * to hand over Original Class-V Contract Licence proceedings of the Executive Engineer, dated: 30.07.2020 to the complainant. The complainant Sri Taninki Ratna Raju has applied for Class -V contract licence along with Aadhar card and Pan Card and 4 pass port size photos. Then he has taken the signature of the complainant on printed application form. But the complainant did not submit Bank DD. Again on 30.07.2020, Sri Tanaki Ratna Raju came to him and handed over Bank DD worth Rs. 1,000/- drawn in favour of Executive Engineer, but he did not submit bank solvency worth Rs. 1,00,000/- and experience certificate which are mandatory to issue Class-V contract license. He promised that he will hand over bank solvency and experience certificate in due course. Then he prepared office note without bank solvency and experience certificate & Original class -V contract licence in 2 copies on the same day i.e. on 30.07.2020 by putting his initials and produced before the Executive Engineer.

(Continued on Page.7)

The Executive Engineer also approved the office note on the same day i.e. on 30.07.2020 and also signed on two copies of Original Class-V Contract license proceedings. After obtaining signatures of the Executive Engineer he entered the details of the complainant in the Register for Class-V Registration in PR Division, Jangareddygudem at page No. 56 & 57 duly affixing the photograph of Sri Taninki RatnaRaju and obtained the signature of the Executive Engineer on photograph of Sri Taninki Ratna Raju. Being a Technical Officer, he has to process the application who applied for Class-V contract license and after obtaining signatures of the Executive Engineer in two original copies of Contract licence proceedings, he has to hand over the original licence to the complainant after obtaining acknowledgement from the applicant on 2nd copy. After completion of work, Sri Taninki Ratna Raju never approached him to take his original license. That day i.e. on 23.09.2020 he came to him while he was in his office, at about 12.00 hrs., the said Taninki Ratna Raju came to him and wished him and asked about his work. Then he told him that License was prepared. Then the said Taninki Ratna Raju offered some amount by saying that it is Rs.11,000/-. He received the amount with his right hand and kept on right side drawer of his office table and informed the complainant that his work is over. Later, the said Taninki Ratna Raju went out without taking his licence. The Government Servant stated that the amount of Rs. 11,000/-received by him from the complainant as formalities is his own purpose and he will not share that amount to his superiors i.e. Executive Engineer.

During post-trap proceedings in the presence of mediators, the DSP examined Sri Tata Bala Subba Rao, Executive Engineer, Panchayath Raj Division, Jangareddigudem. On examination, he stated that he is working as Executive Engineer, Panchayath Raj Division, Jangareddigudem, West Godavari District from 10.03.2019. Further, he stated the procedure for issuing of Class-V Contractor License. Further, he also confirmed that the official favour of the complainant was pending with the CGS/Technical Officer on the date of trap.

Hence, the Charge against the Government Servant that he demanded and accepted a bribe amount of Rs. 11,000/- from the Complainant for doing Official favour is held substantiated. Thus, the Government servant by his above-mentioned acts has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a Government servant and brought down the prestige of the Government and thereby contravened rules 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Thus, the Government Servant Kosi Surya Chandram Dora, S/o Ramanna Dora, 47 years, Technical Officer, O/o Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District rendered himself for Regular Departmental Enquiry for major penalty under Rule 20 of APCS (CC&A) Rules, 1991.

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

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ANNEXURE –III

LIST OF WITNESSES IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI KOSI SURYA CHANDRAM DORA, S/o RAMANNA DORA (Late), TECHNICAL OFFICER, O/o EXECUTIVE ENGINEER, PANCHAYAT RAJ DIVISION, JANGAREDDYGUDEM, WEST GODAVARI DISTRICT IN CR.NO.4/RCT-EWG/2020 OF ACB, ELURU RANGE, ELURU.

L.W.1 Sri Taninki Ratna Raju, S/o Raju, Age:30 years, Occ: Civil Contractor, Choppa Ramanannagudem Village, Koyylagudem Mandal, West Godavari District. (Complainant)

L.W.2. Sri Panja Venkateswara Rao, S/o. Narasimha Rao, 56 years, Work Inspector field at Kukkunuru (M), O/o. Executive Engineer, Panchayat Raj Division, Jangareddigudem, R/o. Dr.Rama Devi Hospital Street, Jangareddigudem, West Godavari District.

L.W.3 Sri Vanapalli Venkata Ramana, S/o. Rajeswara Rao, Age:57 years, Occ: Dy.EE, O/o Executive Engineer, Panchayat Raj Division, Jangareddigudem, R/o. Opp: High School, Aswaraopeta Road, Jangareddygudem, West Godavari District.

L.W.4 Sri Tata Bala Subba Rao, S/o. Venkata Subba Rayudu, Age:57 years, Occ: Executive Engineer, Panchayat Raj Division, Jangareddigudem, R/o Flat No.505, Kandula Residency, Rajareddy Street, Kadapa Town.

L.W.5 Sri Gajjala Chandra Bhaskara Reddy, S/o. Chenna Rajnadu (Late), Age:58 years, Occ: Superintending Engineer, Panchayat Raj Department, Eluru R/o. Flat No. 108, Srivalli Apartments, Besides D-Mart Super Market, Pathebada, N/o Pulivendula, Kadapa District.

L.W.6 Sri Satyamurthy Srinivasan, S/o Ayyadorai, 35 years, Regunavakipuram Village, Peravurini Taluk, Tanjavuru District, Tamilnadu.

L.W.7 Sri Gazula Veera Venkata Satya Suiya Seshagiri Rao, S/o. Late Suryanaravana Rao, Age. 44 3'ears, Occ: Deputy Executive Engineer (Civil), O/o. Superintendeing Engineer, Operation, APEPDCL, Vidyut Bhavan, R.R.Peta, Eluru, West Godavari Dist., R/o. D.No.26-7-4/1, NGO's colony, 1st Road, Ameenapeta, Eluru.(Mediator-I).

L.W.8 Sri Vegendla Suneel Kumar, S/o. Krupanandam, Age: 47 year, Occ: Sr. Asst., O/o. Superintendeing Engineer, APEPDCL, Vidyut Bhavan, R.R.Peta, Eluru, West Godavari Dist., R/o.D.No. 16B-16-13, Titusnagar, Kandrikagudem, Eluru. West Godavari District. (Mediator-II).

L.W.9. Sri S.Venkateswara Rao, Dy. Supdt. of Police, ACB, Eluru Range, Eluru.
L.W.10 Sri K.Srinivasu, Inspector of Police, ACB, Eluru Range, Eluru.
L.W.11 Sri K.Nagendra Prasad, Inspector of Police, ACB, Eluru Range, Eluru.
L.w.12. Any other witnesses may be added at the time of enquiry.

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

(Continued on Page.9)

ANNEXURE-IV

LIST OF DOCUMENTS IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI KOSI SURYA CHANDRAM DORA S/o RAMANNA DORA (Late), TECHNICAL OFFICER, O/o EXECUTIVE ENGINEER, PANCHAYAT RAJ DIVISION, JANGAREDDYGUDEM, WEST GODAVARI DISTRICT IN CR.NO.4/RCT-EWG/2020 OF ACB, ELURU RANGE, ELURU.

1. Copy of Complaint dated 19.09.2020 given by the complainant.
2. Copy of F.I.R in Cr.No.04/RCT-EWG/2020 dated 23.09.2020 registered against the Government Servant.
3. Copy of Mediators' Report - I:- It reveals pre-trap happenings dated 23.09.2020
4. Copy of Mediators' Report-II:-It reveals post-trap happenings at the drawing branch room office of Executive Engineer, Panchayat Raj Division, Jangareddygudem, dated 23.09.2020,
5. Copy of Rough Sketch of Scene of Offence in Cr.No.4/RCT-EWG/2020.
6. Copy of Statement of the complainant recorded u/s 164 Cr.P.C:- It corroborates the facts of complaint, pre and post-trap proceedings.
7. Copy of Statements of Witnesses recorded u/s 161 Cr.P.C of LW-1 to LW-6.
8. Copy of a made up file Application file of the Complainant Sri Taninki Ratna Raju containing 10 sheets: It reveals that the Government Servant received the application of the complainant.
9. Copy of a made up file Office Note file containing 7 sheets: It reveals that the AO processed the file of the complainant.
10. Copy of a made up file Register for Class-V Registration containing 92 pages: It reveals that the Government prepared the Class-V contract license of the complainant.
11. Copy of a made up file Attendance Register containing 1 to 46 sheets and written up to sheet No.34: It reveals that the AO was present on duty on the date of demand i.e. 14.08.2020 and on the date of trap i.e.23.09.2020.
12. Copy of Certificate U/sec 65(B) IEA, Dt.30.12.2020 from the complainant. It reveals that Complainant transferred the conversation dt. 14.08.2020 between AO and complainant and recorded in his mobile, into the pen drive by using his personal computer
13. Copy of Voice Analysis Report vide. File No. AVF/13/2021,Dt.09.09.2022 of APFSL, Mangalagiri for the Conversations dt.14.08.2020 that took place between the Complainant and the A.O. It proves A.O. and the complainant were tallied with that of the Specimen Voices of the A.O. and the Complainant, which clearly reveals that it is the A.O. demanded bribe from the Complainant.
14. Any other documents may be produced at the time of enquiry.

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER